

On page 1388, line 3, strike the period and insert the following: “; and”.

On page 1388, between lines 3 and 4, insert the following:

(E) affected Indian Tribes.

**SA 2589.** Ms. CANTWELL submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 1463, line 3, strike “maritime” and insert “recreational or commercial marine”.

On page 1463, line 6, strike “maritime” and insert “recreational or commercial marine”.

On page 1463, lines 9 and 10, strike “maritime” and insert “recreational or commercial marine”.

On page 1548, line 18, strike “maritime” and insert “recreational or commercial marine”.

On page 1548, line 23, strike “maritime” and insert “recreational or commercial marine”.

On page 1549, line 3, strike “maritime” and insert “recreational or commercial marine”.

On page 1549, line 6, strike “maritime” and insert “recreational or commercial marine”.

On page 1549, line 25, strike “maritime” and insert “recreational or commercial marine”.

On page 1621, line 19, strike “maritime” and insert “recreational or commercial marine”.

**SA 2590.** Mr. CRUZ submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of division I, add the following:  
**SEC. 90009. DESIGNATION OF CERTAIN AIRPORTS AS PORTS OF ENTRY.**

(a) IN GENERAL.—The President shall—

(1) pursuant to the Act of August 1, 1914 (38 Stat. 623, chapter 223; 19 U.S.C. 2), designate each airport described in subsection (b) as a port of entry; and

(2) terminate the application of the user fee requirement under section 236 of the Trade and Tariff Act of 1984 (19 U.S.C. 58b) with respect to the airport.

(b) AIRPORTS DESCRIBED.—An airport described in this subsection is an airport that—

(1) is a primary airport (as defined in section 47102 of title 49, United States Code);

(2) is located not more than 30 miles from the northern or southern international land border of the United States;

(3) is associated, through a formal, legal instrument, including a valid contract or governmental ordinance, with a land border crossing or a seaport not more than 30 miles from the airport; and

(4) through such association, meets the numerical criteria considered by U.S. Customs and Border Protection for establishing a port of entry, as set forth in—

(A) Treasury Decision 82-37 (47 Fed. Reg. 10137; relating to revision of customs criteria

for establishing ports of entry and stations), as revised by Treasury Decisions 86-14 (51 Fed. Reg. 4559) and 87-65 (52 Fed. Reg. 16328); or

(B) any successor guidance or regulation.

On page 443, lines 4 and 5, strike “in the first sentence by striking” and insert the following: “in the first sentence—

(1) by inserting “clauses (i) and (iv) of subsection (c)(38)(A),” after “subsection (c)(37),”; and

(2) by striking

**SA 2591.** Mr. MORAN submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

At the end of subtitle A of title I of division D, add the following:

**SEC. 40114. SOUTHWESTERN POWER ADMINISTRATION FUND.**

(a) DEFINITIONS.—In this section:

(1) ADMINISTRATOR.—The term “Administrator” means the Administrator of the Southwestern Power Administration.

(2) FUND.—The term “Fund” means the Southwestern Power Administration Fund established by subsection (b).

(b) ESTABLISHMENT OF FUND.—There is established in the Treasury of the United States a fund, to be known as the “Southwestern Power Administration Fund”, consisting of—

(1) all receipts, collections, and recoveries of the Southwestern Power Administration, including trust funds;

(2) appropriations to the Fund; and

(3) amounts transferred to the Fund under subsection (c); and

(4) amounts deposited in the Fund under the first proviso in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “DEPARTMENT OF ENERGY” in title III of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2956; 16 U.S.C. 825s-4).

(c) TRANSFERS TO FUND.—There are transferred to the Fund—

(1) unexpended balances in the continuing fund pursuant to the 11th paragraph under the heading “OFFICE OF THE SECRETARY” in title I of the Act of October 12, 1949 (63 Stat. 767, chapter 680; 16 U.S.C. 825s-1);

(2) unexpended balances in the advanced payment fund pursuant to the first proviso in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “Department of Energy” in title III of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2956; 16 U.S.C. 825s-4); and

(3) unexpended balances in the offsetting collections fund pursuant to the fourth and fifth provisos in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “DEPARTMENT OF ENERGY” in title III of the Energy and Water Development and Related Agencies Appropriations Act, 2010 (123 Stat.

2869; 16 U.S.C. 825s-7) (as in effect on the day before the date of enactment of this Act).

(d) AVAILABILITY.—Amounts in the Fund shall remain available until expended.

(e) USE.—Amounts in the Fund shall be used by the Secretary, acting through the Administrator, for expenses necessary for—

(1) operation and maintenance of power transmission facilities;

(2) marketing electric power and energy;

(3) construction and acquisition of transmission lines, substations, and appurtenant facilities; and

(4) administrative expenses in carrying out the duties of the Secretary under—

(A) section 5 of the Act of December 22, 1944 (commonly known as the “Flood Control Act of 1944”) (58 Stat. 890, chapter 665; 16 U.S.C. 825s); and

(B) section 1232 of the Energy Policy Act of 2005 (42 U.S.C. 16431).

(f) OBLIGATIONS.—The Secretary, acting through the Administrator, may incur obligations for authorized purposes in advance of appropriations to be liquidated by the Fund.

(g) EXCESS FUNDS.—Annually, the Secretary, acting through the Administrator, shall transfer excess amounts in the Fund to the Treasury of the United States as miscellaneous receipts.

(h) APPLICABLE LAW.—The provisions of chapter 91 of title 31, United States Code, shall apply to the Administrator in carrying out this section in the same manner as the provisions apply to a wholly owned Government corporation (as defined in section 9101 of that title).

(i) CONFORMING AMENDMENTS.—

(1) The first proviso in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “Department of Energy” in title III of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2956; 16 U.S.C. 825s-4) is amended—

(A) by striking “in fiscal year 2005” and inserting “on the date of enactment of the Infrastructure Investment and Jobs Act”; and

(B) by striking “credited to this account” and inserting “deposited in the Southwestern Power Administration Fund established by section 40114(b) of the Infrastructure Investment and Jobs Act”.

(2) The fourth and fifth provisos in the matter under the heading “OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION” under the heading “POWER MARKETING ADMINISTRATIONS” under the heading “Department of Energy” in title III of the Energy and Water Development and Related Agencies Appropriations Act, 2010 (123 Stat. 2869; 16 U.S.C. 825s-7) are repealed.

**SA 2592.** Mr. HEINRICH (for himself and Mr. CORNYN) submitted an amendment intended to be proposed to amendment SA 2137 proposed by Mr. SCHUMER (for Ms. SINEMA (for herself, Mr. PORTMAN, Mr. MANCHIN, Mr. CASSIDY, Mrs. SHAHEEN, Ms. COLLINS, Mr. TESTER, Ms. MURKOWSKI, Mr. WARNER, and Mr. ROMNEY)) to the bill H.R. 3684, to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; which was ordered to lie on the table; as follows:

On page 2585, line 5, insert “*Provided further*, That the Administrator shall use not less than \$25,000,000 of the amounts made available under this paragraph in this Act in each of fiscal years 2022 through 2026 to provide wastewater assistance under section 307